CLASSIFICATION OFFICE DECISION

Title of publication:	IMG_20180922_165942_2.jpg
Other known title(s):	Not stated
OFLC ref:	1900382.003
Medium:	Image File
Publisher:	Not stated
Country of origin:	Aotearoa New Zealand
Language:	Not applicable
Applicant:	Comptroller of Customs
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	27 September 2019
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	27 September 2019

Summary of reasons for decision:

The image file tends to promote and support the exploitation of young persons for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). The image strongly sexualises a teenaged girl by the way it presents her clothed buttocks and crotch for the close inspection of the viewer. The sole purpose of the image is sexual arousal. The continued availability of such material encourages and reinforces a sexual interest in young people and perpetuates the sexual exploitation of the girl involved. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications falling under s3(2)(a) of the FVPC Act be banned. It also reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.